

1 Amend 2 Cal. Code Regs. section 18942 to read:

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3 **§ 18942. Exceptions to Gift and Exceptions to Gift Limits.**  
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5 (a) None of the following is a gift and none is subject to any limitation on gifts:

6 (1) Informational material as defined by California Code of Regulations, ~~Title~~ title 2,  
7 ~~Section~~ section 18942.1.

8 (2) Except for passes and tickets as provided in California Code of Regulations, ~~Title~~  
9 title 2, ~~Section~~ section 18946.1, a gift that is not used and that, within 30 days after receipt, is  
10 returned or donated pursuant to California Code of Regulations, ~~Title~~ title 2, ~~Section~~ section  
11 18943, or for which reimbursement is paid pursuant to said ~~Section~~ section 18943.

12 (3) A gift from an individual's spouse, child, parent, grandparent, grandchild, brother,  
13 sister, parent-in-law, brother-in-law, sister-in-law, nephew, niece, aunt, uncle, or first cousin or  
14 the spouse of any such person, unless the donor is acting as an agent or intermediary for any  
15 person not identified in this subdivision (a)(3).

16 (4) A campaign contribution required to be reported under the Government Code, ~~Title~~  
17 title 9, ~~Chapter~~ chapter 4 (commencing with ~~Section~~ section 84100).

18 (5) Any devise or inheritance.

19 (6) A personalized plaque or trophy with an individual value of less than two hundred  
20 fifty dollars (\$250).

21 (7) Hospitality (including food, beverages, or occasional lodging) provided by an  
22 individual in his or her home when the individual or a member of the individual's family is  
23 present, to an official. (Note: See California Code of Regulations, ~~Title~~ title 2, ~~Section~~ section  
24 18630 for the rule concerning "home hospitality" provided by a lobbyist.)

25 (8) ~~Presents~~ Gifts exchanged between an ~~official~~ individual who is required to file a  
26 statement of economic interests and ~~an~~ another individual, other than a lobbyist, on holidays,

1 birthdays, or similar occasions to the extent provided that the ~~presents~~ gifts exchanged are not  
2 substantially disproportionate in value. For purposes of this subdivision, “gifts exchanged”  
3 includes food, beverages, entertainment, and nominal benefits provided at the event by the  
4 honoree or another individual, other than a lobbyist, hosting the event.

5 (9) Leave credits, including vacation, sick leave, or compensatory time off, donated to an  
6 official in accordance with a bona fide catastrophic or similar emergency leave program  
7 established by the official’s employer and available to all employees in the same job  
8 classification or position. This shall not include donations of cash.

9 (10) Payments received under a government agency program or a program established  
10 by a bona fide charitable organization exempt from taxation under ~~Section~~ section 501(c)(3) of  
11 the Internal Revenue Code designed to provide disaster relief or food, shelter, or similar  
12 assistance to qualified recipients if such payments are available to members of the public without  
13 regard to official status.

14 (11) Free admission, and refreshments and similar non-cash nominal benefits provided to  
15 a filer during the entire event at which the filer gives a speech, participates in a panel or seminar,  
16 or provides a similar service, and actual intrastate transportation and any necessary lodging and  
17 subsistence provided directly in connection with the speech, panel, seminar, or service, including  
18 but not limited to meals and beverages on the day of the activity. These items are not payments  
19 and need not be reported by any filer.

20 (12) The transportation, lodging, and subsistence specified by California Code of  
21 Regulations, ~~Title title~~ 2, Section section 18950.4.

22 (b) The following items, if they are otherwise gifts, are exempt from the limitations on  
23 gifts described in Government Code ~~Section~~ section 89503:

24 (1) Payments for transportation, lodging, and subsistence that are exempt from limits on

1 gifts by Government Code ~~Section~~ section 89506 and California Code of Regulations, Title title

2 2, ~~Sections~~ sections 18950, et seq.

3 (2) Wedding gifts.

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5 Note: Authority cited: Section 83112, Government Code

6 Reference: Sections 82028, 87100, 87103, 87207, 87302 and 89503, Government Code